

TOWN BOARD

The Town Board, Town of Highlands, held a meeting on Monday, November 24, 2014 at Town Hall, 254 Main St, Highland Falls, NY at 7pm.

PRESENT:	Mervin R. Livsey	----	Supervisor
	William Edsall	----	Council Member
	James Stradley	----	Council Member
	June Gunza	----	Council Member
	Adrienne T. Voltaire	----	Council Member
	Justin Rider	----	Counsel
	June Patterson	----	Town Clerk

Supervisor Livsey opened the meeting at 7:00pm.

PUBLIC COMMENT

No public comment.

MINUTES

Supervisor Livsey asked for a motion to approve the minutes from the November 10th meeting.

Council Member Voltaire informed the Town Clerk that her report had been omitted.

Council Member Edsall made a motion seconded by Council Member Stradley to approve the minutes from the November 10, Town Board meeting.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Council Member Edsall made a motion seconded by Council Member Voltaire to approve the minutes from the November 17, Special Town Board meeting.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

FINANCIAL REPORTS, REQUESTS & RESOLUTIONS

Accounts Payable:

Supervisor Livsey said the AP expenditures totaled \$226,977.27.

Budget Transfers:

Council Member Edsall made a motion seconded by Council Member Stradley to transfer \$500 from Court Training to Court Postage.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Stradley made a motion seconded by Council Member Gunza to transfer \$10,000 from Sanitation Personal Services to Sanitation Vehicle Maintenance.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Voltaire made a motion seconded by Council Member Stradley to transfer \$15,000 from Ambulance Compensation Ins to Ambulance Personal Services.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Voltaire to transfer \$1,300 from Ambulance Compensation Ins to Ambulance FICA.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Gunza made a motion seconded by Council Member Edsall to transfer \$700 from Water Dist 1 Water Charges to Water Dist 1 Other Expenses.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Stradley made a motion seconded by Council Member Voltaire to transfer \$1,000 from Ambulance Supplies to Ambulance Utilities.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Voltaire made a motion seconded by Council Member Edsall to transfer \$500 from Ambulance Supplies to Ambulance Fuel.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

Council Member Edsall made a motion seconded by Council Member Gunza to transfer \$1,000 from Ambulance Supplies to Ambulance Contractual.

MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays

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Council Member Edsall made a motion seconded by Council Member Stradley to transfer \$300 from Recreation Supplies to Recreation Fuel.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Supervisor Livsey said he would like to talk to Ms. Blauvelt about what goes through the water meters and what the Town is charged.

BOARD REPORTS

Council Member Edsall:

Council Member Edsall reported that at a recent meeting of the Battlesite, they discussed having a parade in Fort Montgomery. Mr. Edsall said, that at the same meeting, they vented about the traffic problems during September and October.

Council Member Edsall said he attended a Planning Board meeting and that Board is willing to meet with David Church from Orange County Planning.

Council Member Stradley:

Nothing to report.

Council Member Voltaire:

Nothing to report.

Council Member Gunza:

Council Member Gunza reported that everything is going well.

SUPERVISOR'S REPORT

Supervisor Livsey reported that he received a call from Wayne Kocher from Fort Montgomery. The Supervisor said Mr. Kocher has been before the Town Board regarding train safety and he provided a website that has a very interesting video. The Supervisor said the website is www.riverkeeper.org and search bridges.

Supervisor Livsey said he met with Justin Dates from Maser Consulting who informed him he is interested in putting a Dunkin Donuts below Corbin Hill. The Supervisor said he provided Mr. Dates with information.

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Council Member Edsall asked if that property had a deadline.

Mr. Rider said he believes that property pre-dates the code changes.

Supervisor Livsey reported that he received an email from Senator Larkin's office informing him that the Bill on the jurisdiction was signed and passed, but the Bill on the Court Attendants was vetoed for the third time.

Supervisor Livsey said he received an invitation to the Suny Orange Holiday Party on December 11.

Supervisor Livsey reported that the Ambulance Corps has been busy.

Supervisor Livsey said at the last Village meeting there was a discussion of \$90,000 being paid from the Town. The Supervisor said that money will be coming from the Water District #2 Settlement Trust and not taxpayers. The Supervisor said the Town will receive the check and forward it to the Village.

Sewer Project:

Supervisor Livsey said Mr. Rider has received some things from the EFC and he reminded everyone about the Public Hearing for the Sewer Bond that will be held on December 1.

Mr. Rider said the Public Hearing needs to be held. Mr. Rider stated that Mr. Fusco put in for an extension, but it was denied.

Supervisor Livsey said the cost can be anywhere from \$12.39 per point per year to \$20.28 per point per year. The Supervisor said this information is available with the Town Clerk.

ATTORNEY'S REPORT

Mr. Rider said a resident on Weyant Road has asked about acquiring a piece of Town property (that he already maintains). Mr. Rider said there is a procedure for this and the resident has agreed to pay all costs involved.

Supervisor Livsey said the Town would still have a 10 foot right-a-way and since the resident is paying all the costs, he would like to somehow adjust the cost of the property. The Supervisor said this will be discussed at the next meeting.

GENERAL BUSINESS

Insurance Proposal:

Supervisor Livsey said he received an insurance quote for \$102,000 which is less than last years'. The Supervisor thinks this is a good deal.

Council Member Gunza made a motion seconded by Council Member Stradley to authorize Supervisor Livsey to sign the contract with the insurance company.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Bid Proposals for New Ambulance:

Supervisor Livsey said the Town received three bids (one was incomplete so it was disregarded) for the purchase of a gas/diesel ambulance. The Supervisor said there are discrepancies in both bids and he believes that it is in the best interest of the Town to reject the bids and re-bid.

Mr. Rider said the law keeps everything equal and there are concerns that the playing field is not level in this case. Mr. Rider said the Town has the right to reject the bids.

Capt. Stroppel expressed his concerns with one of the bidders. Mr. Stroppel also said the warranty is better with one of the companies.

Council Member Stradley made a motion seconded by Council Member Voltaire to reject the three bids and to re-bid for a new ambulance.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Tax Re-Levies:

Council Member Gunza made a motion seconded by Council Member Edsall to adopt the resolution to relevy the 2013 and 2014 water charges.

**RESOLUTION ADOPTED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

******RESOLUTION ATTACHED******

Council Member Edsall made a motion seconded by Council Member Gunza to adopt the resolution to relevy the 2014 sewer charges.

**RESOLUTION ADOPTED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

******RESOLUTION ATTACHED******

Unsafe Buildings Costs:

Council Member Edsall made a motion seconded by Council Member Stradley to adopt the resolution ordering unsafe building costs levied against property for 90 Firefighter's Memorial Drive.

**RESOLUTION ADOPTED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

******RESOLUTION ATTACHED******

Misc. Business:

Council Member Gunza stated that the MOA for the Police should be ready for the next meeting. Ms. Gunza said there were a couple of words that needed to be changed and that was taken care of.

Council Member Gunza also said there is an agreement for a resignation of a Town Police Officer.

Council Member Edsall made a motion seconded by Council Member Stradley to accept the resignation of Officer Hoose contingent on the completion of the necessary paperwork.

**MOTION CARRIED: 5-ayes (Livsey, Edsall, Stradley, Gunza, Voltaire)
0-nays**

Council Member Edsall said he spoke to the jack hammerer at the Fitness Center site and they are almost done. Mr. Edsall said they will begin crushing rock after the jack hammering is done.

Council Member Voltaire said she would like the Board to consider not filling the second Dog Control Officer position.

Supervisor Livsey said the problem with that, is the current Dog Control Officer is part-time and cannot work over 20 hours.

Council Member Edsall asked what the Town's responsibility was.

Mr. Rider responded that the Town has to have an agreement, but it can be contracted out.

PUBLIC COMMENT

Capt. Stroppel wished everyone a Happy Thanksgiving. Mr. Stroppel informed the Board he would be out of town for a couple of days and Asst. Capt. Byrnes would be in charge. Mr. Stroppel asked if the Supervisor wanted him to start working on the new specifications for the ambulance.

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Supervisor Livsey said he would work with him on that.

County Legislature DiSalvo thanked the Board for their help with 90 Firefighter's Memorial Drive and wished everyone a Happy Thanksgiving.

Supervisor Livsey and the Board also wished everyone a Happy Thanksgiving.

ADJOURN

Council Member Edsall made a motion seconded by Council Member Voltaire to adjourn the meeting. Meeting adjourned at 8:00pm.

Attest,

**RESOLUTION
OF
NOVEMBER 24, 2014**

RESOLUTION TO RELEVY 2013 and 2014 WATER CHARGES

Council Member **Gunza** moved the following resolution which was seconded by Council Member **Edsall**.

WHEREAS, the Town of Highlands Water District #1 and Town of Highlands Water District #2 have reported unpaid water bills per the attached schedule for water charges for 2013 and 2014 payable semi-annually in January and July 2013 and 2014, respectively; and

WHEREAS, certain said charges remain unpaid although the time for their payment has passed.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Highlands Town Board requests the Orange County Government relevy and include within its 2015 Warrant to the Receiver of Taxes of the Town of Highlands for the County and Town Taxes, the 2013 and 2014 unpaid water charges of the Town of Highlands Water District #1 and the Town of Highlands Water District #2 as set forth in the list annexed hereto and certified as true and correct.

The question of the adoption of the foregoing resolution was duly put to a vote which resulted as follows:

William Edsall, Council Member	voting: Aye
Adrienne T. Voltaire, Council Member	voting: Aye
June Gunza, Council Member	voting: Aye
James Stradley, Council Member	voting: Aye
Mervin R. Livsey, Supervisor	voting: Aye

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and adopted at a meeting of the Town Board, Town of Highlands, on November 20, 2014.

June Patterson, Town Clerk

RESOLUTION

OF

NOVEMBER 24, 2014

A RESOLUTION TO RELEVY 2014 SEWER CHARGES

Council Member **Edsall** moved the following resolution which was seconded by Council Member **Gunza**.

WHEREAS, the Fort Montgomery Sewer Improvement Area in the Town of Highlands has reported unpaid sewer bills per the attached schedule for sewer charges for 2014 payable semi-annually in January and July 2014; and

WHEREAS, certain said charges remain unpaid although the time for their payment has passed.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Highlands Town Board requests the Orange County Government relevy and include within its 2015 Warrant to the Receiver of Taxes of the Town of Highlands for the County and Town Taxes, the 2014 unpaid sewer charges of the Fort Montgomery Sewer Improvement Area as set forth in the list annexed hereto and certified as true and correct.

The question of the adoption of the foregoing resolution was duly put to a vote which resulted as follows:

William Edsall, Council Member	voting: Aye
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Adrienne T. Voltaire, Council Member	voting: Aye
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June Gunza, Council Member	voting: Aye
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James Stradley, Council Member	voting: Aye
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Mervin R. Livsey, Supervisor	voting: Aye
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The foregoing constitutes a true and complete copy of a resolution duly made, seconded and adopted at a meeting of the Town Board, Town of Highlands, on November 24, 2014.

June Patterson, Town Clerk

RESOLUTION
OF
NOVEMBER 24, 2014

A RESOLUTION ORDERING
UNSAFE BUILDING COSTS
LEVIED AGAINST PROPERTY

:
90 FIREFIGHTERS MEMORIAL DRIVE

Council Member **Edsall** moved the following resolution which was seconded by Council Member **Stradley**.

WHEREAS, the Building Inspector of the Town, John Hager had performed an inspection of the premises located at 90 Firefighters memorial Drive, designated on the Tax Map of the Town of Highlands as Section 16, Block 1, Lot 24; and

WHEREAS, based on the inspection, the Building Inspector had recommended that the Town Board declare the premises unsafe and that the Town Board provide notice to the property owner requiring that same be repaired and secured; and

WHEREAS, the Town Board agreed with the recommendation of the Building Inspector and instituted proceedings in accordance with Chapter 88 of the Town Code to have the premises repaired and secured; and

WHEREAS, the property owner failed to comply with the order to repair and therefore the Town incurred the costs necessary to repair and secure the premises and now seeks to levy the charges thereof against the property.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Highlands Town Board hereby requests the Orange County Government relevy and include within its 2015 Warrant to the Receiver of Taxes of the Town of Highlands for the County and Town Taxes, the costs and expenses of repairing the property under the Unsafe Building Code as set forth in the list annexed hereto and certified as true and correct.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

James Stradley, Councilman	voting Aye
June Gunza, Councilwoman	voting Aye
Adrienne T. Voltaire, Councilwoman	voting Aye
William Edsall, Councilman	voting Aye
Mervin R. Livsey, Supervisor	voting Aye

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and adopted at A meeting of the Town Board, Town of Highlands, on November 24, 2014.

June Patterson, Town Clerk